

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In re:) CASE NO: 11-40243-659 Chapter 13
GARY McMULLIN)
JANELLA K McMULLIN) Re: Objection to Claim 11-1 filed by
Debtor(s)) PHH MORTGAGE CORP
) Acct: 6935
) Amount: \$ 64,498.05
) Response Due: Mar 09, 2011

TRUSTEE'S IN BANKRUPTCY OBJECTION TO CLAIM 11-1

COMES NOW John V. LaBarge, Jr., Standing Chapter 13 Trustee in bankruptcy, and for his objection to claim states as follows:

The claim of PHH MORTGAGE CORP dated Feb 10, 2011
SHOULD BE DENIED AS FILED BECAUSE THERE IS NO EVIDENCE
THAT CLAIMANT IS THE HOLDER OF THE NOTE.

WHEREFORE Trustee prays the Court will enter its order sustaining this objection.

NOTICE OF FILING OF OBJECTION TO CLAIM

Please take notice that the Chapter 13 Trustee has filed an objection to your claim. Any responsive pleading in opposition to the above objection must be filed in writing with the clerk of the U.S. Bankruptcy Court, 111 S. 10th St., 4th Floor, St. Louis, MO 63102, and with the Chapter 13 Trustee at the address indicated below, within 21 days of the date of this notice. If no responsive pleading is filed, the objection may be sustained and the claim disallowed or modified without further notice to any party upon submission of an order from the Trustee. If a response is filed, this matter will be set for hearing upon subsequent notice.

The undersigned hereby certifies that a copy of the foregoing was served upon the following either through the Court's ECF system or by ordinary mail, postage pre-paid, on this day of February 16, 2011 .

/s/ John V. LaBarge, Jr.

John V LaBarge Jr

Chapter 13 Trustee trust33@ch13stl.com

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